

**UNITED STATES DISTRICT COURT FOR THE
DISTRICT OF DELAWARE**

MICHAEL NINIVAGGI, JAKE MICKEY,
CAILIN NIGRELLI, and HANNAH RUSSO,
individually and on behalf of all others
similarly situated,

Plaintiffs,

v.

UNIVERSITY OF DELAWARE,

Defendant.

Civil Action No. 20-cv-1478-SB

**NOTICE OF MOTION FOR ATTORNEYS' FEES, COSTS,
EXPENSES, AND INCENTIVE AWARDS**

TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

PLEASE TAKE NOTICE that upon: (1) the accompanying Memorandum of Law, (2) the Declaration of Joshua D. Arisohn, and the exhibits attached thereto, (3) the Declaration of Paul J. Doolittle, and the exhibits attached thereto; (4) the Declaration of Christopher P. Simon, and the exhibits attached thereto; (5) the Declaration of Robert J. Kriner, Jr.; (6) the Declaration of Michael Ninivaggi, (7) the Declaration of Jake Mickey, (8) the Declaration of Cailin Nigrelli, (9) the Declaration of Hannah Russo, and (10) the Declaration of Sean Griffin, Plaintiffs Michael Ninivaggi, Jake Mickey, Cailin Nigrelli, Hannah Russo, and Sean Griffin, through their undersigned attorneys, will move this Court, before the Honorable Stephanos Bibas, United States Circuit Court Judge, at the J. Caleb Boggs Federal Building and United States Courthouse, 844 North King Street, Wilmington, Delaware, for an Order, pursuant to Federal Rule of Civil Procedure 23(h) approving attorneys' fees of one-third of the Settlement Fund, or \$2,100,000.00, reimbursing attorneys' costs and expenses of \$245,240.19, as well as awarding incentive awards of \$5,000 each for Plaintiffs Michael Ninivaggi, Jake Mickey, Cailin Nigrelli, Hannah Russo and

Sean Griffin and granting such other, further, or different relief as the court deems just and proper.

* * *

A Proposed Order is submitted herewith.

Dated: September 5, 2023

Respectfully submitted,

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DONALDSON-SMITH LLP**

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